

2009 DRAFTING REQUEST

Assembly Amendment (AA-AB496)

Received: **11/02/2009**

Received By: **emueller**

Wanted: **Today**

Identical to LRB:

For: **John Steinbrink (608) 266-0455**

By/Representing: **Heidi Frechette**

This file may be shown to any legislator: **NO**

Drafter: **emueller**

May Contact:

Addl. Drafters:

Subject: **Transportation - traffic laws**

Extra Copies: **ARG**

Submit via email: **YES**

Requester's email: **Rep.Steinbrink@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Exception for amateur radio operator.

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 11/02/2009	jdyer 11/02/2009		_____			
/1			jfrantze 11/02/2009	_____	cduerst 11/02/2009	cduerst 11/02/2009	

FE Sent For:

<END>

2009 DRAFTING REQUEST

Assembly Amendment (AA-AB496)

Received: **11/02/2009**

Received By: **emueller**

Wanted: **Today**

Identical to LRB:

For: **John Steinbrink (608) 266-0455**

By/Representing: **Heidi Frechette**

This file may be shown to any legislator: **NO**

Drafter: **emueller**

May Contact:

Addl. Drafters:

Subject: **Transportation - traffic laws**

Extra Copies: **ARG**

Submit via email: **YES**

Requester's email: **Rep.Steinbrink@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Exception for amateur radio operator.

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller	1 1/2 jld	76	11/2			
/1	Σvm 11/2/09						

FE Sent For:

<END>

Mueller, Eric

From: Gary, Aaron
Sent: Friday, October 30, 2009 8:37 PM
To: Mueller, Eric
Subject: FW: Committee Amendment to AB 496

Hi Eric,

I started to draft this and realized it is actually yours. I haven't entered it yet.

Thanks. Aaron

Aaron R. Gary
Attorney, Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

From: Frechette, Heidi
Sent: Friday, October 30, 2009 9:23 AM
To: Gary, Aaron
Subject: RE: Committee Amendment to AB 496

I believe they want to send it to the floor so as soon as possible would be great. Thanks Aaron.

From: Gary, Aaron
Sent: Thursday, October 29, 2009 10:20 PM
To: Frechette, Heidi
Subject: RE: Committee Amendment to AB 496

Thanks Heidi. Is there a date that you need this by? Aaron

From: Frechette, Heidi
Sent: Thu 10/29/2009 12:45 PM
To: Gary, Aaron
Cc: Pollocoff, Erin
Subject: Committee Amendment to AB 496

Hello Aaron,

The Assembly Transportation Committee adopted an amendment to AB 496 in its Executive Session today that contains the same language as Senate Amendment 1, to Senate Substitute Amendment 1 to SB 103 (LRBa0883/1) Are you be able to prepare the amendment for Chairman Steinbrink?

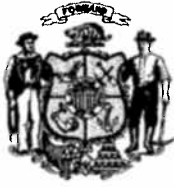
Please let me know if you have any questions or need clarification. Thanks so much. Heidi

Heidi J. Frechette, Staff Attorney

Wisconsin Legislative Council

(608) 266-0680

11/2/2009



State of Wisconsin
2009 – 2010 LEGISLATURE

LRB-3488/1
EVM:bjk:md

2009 ASSEMBLY BILL 496

October 15, 2009 – Introduced by Representatives BARCA, TURNER, BERNARD SCHABER, ZIGMUNT, STEINBRINK, A. OTT, CLARK, SINICKI, BIES, PASCH, HILGENBERG, PETROWSKI, HIXSON, HINTZ, RADCLIFFE, KERKMAN, BENEDICT, MASON, GUNDERSON, BLACK, HEBL, BROOKS, CULLEN, BERCEAU, HUBLER, LOTHIAN, KRUSICK, VAN ROY, VAN AKKEREN and TOLES, cosponsored by Senators LEHMAN, A. LASEE, HANSEN, OLSEN, CARPENTER, HARS DORF, COWLES, TAYLOR, DARLING and SCHULTZ. Referred to Committee on Transportation.

- 1 AN ACT *to create* 346.89 (3) and 346.95 (11) of the statutes; **relating to:**
2 prohibiting electronic text messaging while driving and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law prohibits inattentive driving of a motor vehicle, which means that a driver of a motor vehicle may not be so engaged or occupied as to interfere with the safe driving of the vehicle. Any person convicted of inattentive driving may be required to forfeit not less than \$20 nor more than \$400.

This bill prohibits a person from driving while composing or sending an electronic text message. The prohibition does not apply to operators of authorized emergency vehicles or to the use of a global positioning system device. Persons who violate this prohibition may be required to forfeit not less than \$100 nor more than \$400 for a first offense, and not less than \$200 nor more than \$800 for a second or subsequent conviction within a year.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 3 SECTION 1. 346.89 (3) of the statutes is created to read:
4 346.89 (3) (a) No person may drive, as defined in s. 343.305 (1) (b), any motor
5 vehicle while composing or sending an electronic text message.

ASSEMBLY BILL 496

SECTION 1

(b) This subsection does not apply to any of the following:

1. The operator of an authorized emergency vehicle.

2. The use of a global positioning system device.

SECTION 2. 346.95 (11) of the statutes is created to read:

346.95 **(11)** Any person violating s. 346.89 (3) (a) may be required to forfeit not less than \$100 nor more than \$400 for the first offense and not less than \$200 nor more than \$800 for the 2nd or subsequent conviction within a year.

SECTION 3. Effective date.

(1) This act takes effect on the first day of the 7th month beginning after publication.

(END)



State of Wisconsin
2009 - 2010 LEGISLATURE

1012/1
LRBa0883/D
ARG:jld:md

EVm:jld
RMNR

ASSEMBLY

SENATE AMENDMENT 1,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2009 SENATE BILL 103 496

ASSEMBLY

In 11/2/09

Today

October 20, 2009 - Offered by Senator DECKER.

bill ✓

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 2, line 29 after that line insert:

3 ✓ (c) This subsection does not apply to an amateur radio operator who holds a
4 valid amateur radio operator's license issued by the federal communications
5 commission when he or she is using dedicated amateur radio 2-way radio
6 communication equipment and observing proper amateur radio operating
7 procedures." ✓

8 (END)